

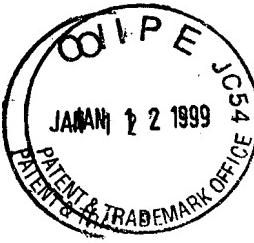
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Anderson ✓

Serial No.: 08/903,898

Filed: July 31, 1997



Date: January 8, 1999

*Eric
1/25/99
#4*

Group Art Unit: 2712

Examiner: Martin, A.

For: METHOD AND SYSTEM FOR AUTO ROTATING A GRAPHICAL USER INTERFACE FOR MANAGING PORTRAIT AND LANDSCAPE IMAGES IN AN IMAGE CAPTURE UNIT

Honorable Commissioner of Patents and Trademarks
Washington, D.C. 20231

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INFORMATION DISCLOSURE STATEMENT

Sir:

Pursuant to 37 C.F.R. § 1.56 and § 1.97-99, submitted herewith in compliance with the duty of disclosure is a Declaration by Eric C. Anderson, Chief Technical Officer of FlashPoint Technology, Inc. setting forth facts describing FlashPoint's prior sales activity. It is believed that these facts cannot be construed to constitute a §102(b) on sale bar because the product was proposed to third parties in concept form only, and the proposal was made before the invention embodied in the product was ready for patenting. That is, at the time the concept for the product was proposed, the claimed invention had not been actually reduced to practice nor had the inventor prepared a description of the invention that was sufficiently specific to enable a person skilled in the art to practice the invention, as required under *Pfaff v. Wells Electronics, Inc.*, 98 C.D.O.S. 8319, 000 U.S. 97-1130 (Nov. 10, 1998).

This Information Disclosure Statement is not to be construed as a representation that a search has been made, or as an admission that the information cited in the statement is, or is considered to be, material to patentability as defined in § 1.56(b).

Respectfully submitted,

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I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to Commissioner of Patents and Trademarks, Washington, D.C. 20231, on January 8 1999.

Joseph A. Sawyer, Jr.
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